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GOVERNMENT GAZETTE

BOLETIM OFICIAL

GOVERNMENT OF GOA, DAMAN AND DIU

Home Department

ORDER

No. HD-25-9411/66-A

In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (10 of 1955) read with Order No. S. O. 1844 dated the 18th June 1966 of the Government of India, Ministry of Commerce and all other powers enabling me in this behalf, I, K. R. Damle, Administrator of the Union Territory of Goa, Daman and Diu hereby make the following Order namely:—

1. Short title, extent and commencement. — (1) This Order may be called the Goa, Daman and Diu Imported Motor Spare Parts (Sale and Distribution) Control Order, 1967.

(2) It extends to the whole of the Union Territory of Goa, Daman and Diu.

(3) It shall come into force with immediate effect.

2. Definitions. — In this Order unless the context otherwise requires —

(a) «Government» means the Government of the Union Territory of Goa, Daman and Diu.

(b) «Dealer» means a person who carries on business in motor spare parts involving the sale and storage for sale of motor spare parts and includes an «importer» of these parts from outside India.

(c) «Motor spare part» means and includes all component parts and accessories of Motor Vehicles of foreign make either permitted to be brought from outside after the coming into force of this Order or held in stock by a dealer on the day of coming into force of this Order, howsoever obtained.

(d) «Director of Transport» means the Director of Transport of Government of Goa, Daman and Diu.

3. Dealers to Keep Stock Registers. — Every dealer of Motor spare parts in this Union Territory

shall maintain a stock and sale register in the form appended to this order (Annexure I) in which he shall mention the existing stock of motor spare parts as on the day of the coming into force of this Order and the stock of motor spare parts he receives from time to time.

4. Dealers to furnish stock position. — (1) Every dealer shall furnish a statement in the proforma of the stock and sale register as in form appended to this order — (Annexure I), showing stock of motor parts held by him at the commencement of this order in the first instance, to the Director of Transport and the Deputy Chief Controller of Imports and Exports, Panaji, within four weeks of the coming into force of this order.

(2) Every Dealer shall furnish a similar Statement to the Director of Transport and Deputy Chief Controller of Imports and Exports, Panaji, whenever fresh stocks or shipments of Motor spare parts are received by him. Such statement is to be furnished within a period not exceeding one month of the arrival of imported motor spare parts or receipt of fresh stock of motor spare parts.

5. Dealers whom to sell. — The Dealers shall sell the motor spare parts only to the consumers or other importers or garages, in the territory of Goa, Daman and Diu and such sale shall be made within such time, quantity and manner as may be specified by the Director of Transport.

6. Dealers to issue receipts. — Whenever a dealer sells any motor spare parts, he shall prepare a receipt in duplicate showing particulars of the parts which are supplied, the sale particulars and either the registration mark of the motor vehicle for use in which the part is sold or particulars giving the name and address of the dealer or garage to whom the parts are supplied. One copy of the receipt shall be delivered to the purchaser and the other shall be retained by the dealer who shall make the receipts available for inspection to the Director of Transport or any other person authorised by him or the Government.

7. Dealers to maintain up-to-date accounts. — At the end of each day on which there is a transaction, the dealer shall write the day's transactions in the

in writing or any other person authorised in this behalf, by the Government, at all reasonable times to inspect the Stock and Sale Registers and the Stock and Stores of the motor spare parts held by him and to grant all reasonable facilities for such inspection.

Administrator of the Union Territory
of Goa, Daman and Diu

Panaji, 16th March, 1967.

Spare parts stock and Sales Register

Make Model Year of manufacture

[illegible]

Note:— 1. In each of the small columns figures will be filled up against appropriate horizontal descriptive Head, on the day of transactions.
2. Before the entries of stock are made on any day, the date shall be briefly put at the top of the vertical column.

ANNEXURE II

Daily Sale Register

(See para 7)

S. No.	Name and address of purchaser	Date of transaction	Details of spare parts sold		Number and date of the order of Director	Remarks
			Name of the part	Quantity		

Law and Judiciary Department

Notification

LD/N/17/67

The Land Acquisition (Amendment and Validation) Act, 1967 as assented to by the President of India is hereby published for general information.

Kant Desai, Under Secretary.

Panaji, 4th May, 1967.

The Land Acquisition (Amendment and Validation) Act, 1967

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further to amend the Land Acquisition Act, 1894, and to validate certain acquisitions of land under the said Act.

BE it enacted by Parliament in the Eighteenth Year of the Republic of India as follows:—

1. This Act may be called the Land Acquisition (Amendment and Validation) Act, 1967.

2. Amendment of section 5A. — In section 5A of the Land Acquisition Act, 1894 (hereinafter referred to as the principal Act), in sub-section (2), for the words “submit the case for the decision of the appropriate Government, together with the record of the proceedings held by him and a report containing his recommendations on the objections”, the words, figures and brackets “either make a report in respect of the land which has been notified under section 4, sub-section (1), or make different reports in respect of different parcels of such land, to the appropriate Government, containing his recommendations on the objections, together with the record of the proceedings held by him, for the decision

of that Government” shall be substituted.

3. Amendment of section 6. — In section 6 of the principal Act,—

(a) in sub-section (1),—

(i) after the words “certify its orders”, the following shall be inserted, namely:—

“, and different declarations may be made from time to time in respect of different parcels of any land covered by the same notification under section 4, sub-section (1), irrespective of whether one report or different reports has or have been made (wherever required) under section 5A, sub-section (2)”;

(ii) for the words “Provided that”, the following shall be substituted, namely:—

“Provided that no declaration in respect of any particular land covered by a notification under section 4, sub-section (1), published after the commencement of the Land Acquisition (Amendment and Validation) Ordinance, 1967, shall be made after the expiry of 1 of 1967. three years from the date of such publication:

Provided further that”;

(b) in sub-section (2), for the words “The declaration”, the words “Every declaration” shall be substituted.

4. Validation of certain acquisitions. — (1) Notwithstanding any judgment, decree or order of any court to the contrary,—

(a) no acquisition of land made or purporting to have been made under the principal Act before the commencement of the Land Acquisition (Amendment and Validation) Ordinance, 1967, and 1 of 1967. no action taken or thing done (including any order made, agreement entered into, or notification published) in connection with such acquisition shall be

deemed to be invalid or ever to have become invalid merely on the ground—

(i) that one or more Collectors have performed the functions of Collector under the principal Act in respect of the land covered by the same notification under sub-section (1) of section 4 of the principal Act;

(ii) that one or more reports have been made under sub-section (2) of section 5A of the principal Act, whether in respect of the entire land, or different parcels thereof, covered by the same notification under sub-section (1) of section 4 of the principal Act;

(iii) that one or more declarations have been made under section 6 of the principal Act in respect of different parcels of the land covered by the same notification under sub-section (1) of section 4 of the principal Act;

(b) any acquisition in pursuance of any notification published under sub-section (1) of section 4 of the principal Act before the commencement of the Land Acquisition (Amendment and Validation) Ordinance, 1967, may be made after such commencement and no such acquisition and no action taken or thing done (including any order made, agreement entered into, or notification published), whether before or after such commencement, in connection with such acquisition shall be deemed to be invalid merely on the grounds referred to in clause (a) or any of them.

(2) Notwithstanding anything contained in clause (b) of sub-section (1), no declaration under section 6 of the principal Act in respect of any land which has been notified before the commencement of the Land Acquisition (Amendment and Validation) Ordinance, 1967, under sub-section (1) of section 4 of the principal Act, shall be made after the expiry of two years from the commencement of the said Ordinance.

(3) Where acquisition of any particular land covered by a notification under sub-section (1) of section 4 of the principal Act, published before the commencement of the Land Acquisition (Amendment and Validation) Ordinance, 1967, is or has been made in pursuance of any declaration under section 6 of the principal Act, whether made before or after such commencement, and such declaration is or has been made after the expiry of three years from the date of publication of such notification, there shall be paid simple interest, calculated at the rate of six per centum per annum on the market value of such land, as determined under section 23 of the principal Act, from the date of expiry of the said period of three years to the date of tender of payment of compensation awarded by the Collector for the acquisition of such land:

Provided that no such interest shall be payable for any period during which the proceedings for the acquisition of any land were held up on account of stay or injunction by order of a court:

Provided further that nothing in this sub-section shall apply to the acquisition of any land where the amount of compensation has been paid to the persons interested before the commencement of this Act.

5. Repeal and saving.— (1) The Land Acquisition (Amendment and Validation) Ordinance, 1967, is hereby repealed. 1 of 1967.

(2) Notwithstanding such repeal, anything done or any action taken under the principal Act as amended by the said Ordinance shall be deemed to have been done or taken under the principal Act as amended by this Act as if this Act had come into force on the 20th day of January, 1967.

Notification

LD/N/18/67

The Essential Commodities (Amendment) Act, 1967 as assented to by the President of India is hereby published for general information.

Kant Desai, Under Secretary.

Panaji, 4th May, 1967.

The Essential Commodities (Amendment) Act, 1967

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further to amend the Essential Commodities Act, 1955 and to continue for a further period the Essential Commodities (Amendment) Act, 1964.

BE it enacted by Parliament in the Eighteenth Year of the Republic of India as follows:—

1. Short title and duration.— (1) This Act may be called the Essential Commodities (Amendment) Act, 1967.

(2) Section 2 shall cease to have effect on the 31st day of March, 1968, save as respects things done or omitted to be done before such cesser and section 6 of the General Clauses Act, 1897, shall apply upon such cesser as if section 2 had then been repealed by a Central Act.

2. Amendment of section 3.— In section 3 of the Essential Commodities Act, 1955 (hereinafter referred to as the principal Act), after sub-section (4), the following sub-sections shall be inserted, namely:—

“(4A) Where, for any reason, supplies of any article or thing required for the production or manufacture of an essential commodity are not adequate to meet the full requirements of all the undertakings engaged in the production or manufacture of such commodity and the Central Government is of opinion that with the available supplies of such article or thing all the undertakings engaged in the production or

manufacture of such commodity should, as far as practicable, be kept as going concerns for the production or manufacture of such commodity to the fullest extent possible and also for the prevention of unemployment, as far as practicable, amongst persons employed in such undertakings, it may, by order, direct that —

(a) no employer shall close his undertaking, whether partially or wholly, except with the previous permission in writing of such officer as may be specified in this behalf in the order;

(b) no employer shall keep his undertaking working for more than such number of days in a week and such number of hours each day, as may be specified in the order.

(4B) Where in pursuance of an order under clause (b) of sub-section (4A) an undertaking is closed, whether partially or wholly for any day or number of days in a week, the employer of the undertaking shall pay for such closure to each of the persons employed in the undertaking or any part thereof which is closed, compensation which shall be equal to fifty per cent of the total of the basic wages and dearness allowance that would have been payable to such person had there been no such closure.

(4C) For removal of doubt, it is hereby declared that different orders may be made under sub-section (4A) in respect of —

- (i) different classes of undertakings; or
- (ii) undertakings in different areas”.

3. Validation of closure of cotton textile mills on certain days. — Notwithstanding anything to the contrary contained in any law for the time being in force, where an employer in respect of an undertaking engaged in the production or manufacture of cotton textiles has closed such undertaking either wholly or partially on any day in a week during the period between the 12th day of December, 1966 and the 23rd day of December, 1966, being the date of commencement of the Essential Commodities (Second Amendment) Ordinance, 1966 (both days inclusive) in pursuance of the decision taken by the Government of India in that behalf and specified by the Textile Commissioner to the Government of India, Bombay, in his circular dated the 3rd December, 1966. — 13 of 1966.

(a) such undertaking shall be deemed to have been closed on each such day in accordance with law; and

(b) the employer shall pay compensation for such closure to the persons employed (including *badli* workmen) in the undertaking at the rate provided for in section 25C of the Industrial Disputes Act, 1947. 14 of 1947.

4. Continuance of Act 47 of 1964. — The duration of the Essential Commodities (Amendment) Act, 1964, is extended for the period up to and including the 31st day of December, 1967, and accordingly, that Act shall have effect subject to the modification that in section 1 of that Act, in sub-section (3),

for the words, figures and letters “the 31st day of December, 1966”, the words, figures and letters “the 31st day of December, 1967” shall be, and shall be deemed always to have been, substituted.

5. Repeal and saving. — (1) The Essential Commodities (Second Amendment) Ordinance, 1966, is hereby repealed. 13 of 1966.

(2) Notwithstanding such repeal, anything done or any action taken under the said Ordinance or under the principal Act as amended by the said Ordinance or 46 of 1952, under section 12A of the principal Act or section 8A of the Criminal Law Amendment Act, 1952, as continued by virtue of section 5 of the said Ordinance, shall be deemed to have been done or taken under this Act or under the principal Act as amended by this Act or under the said sections as continued by virtue of section 4 of this Act as if this Act had come into force on the 23rd day of December, 1966.

Notification

LD-N-19-67

The Goa, Daman and Diu Appropriation (Vote on Account) Act, 1967 as assented to by the President of India is hereby published for general information.

Kant Desai, Under Secretary.

Panjim, 5th May, 1967.

The Goa, Daman and Diu Appropriation (Vote on Account) Act, 1967

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to provide for the withdrawal of certain sums from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the services of a part of the financial year 1967-68.

BE, it enacted by Parliament in the Eighteenth Year of the Republic of India as follows: —

1. Short title. — This Act may be called the Goa, Daman and Diu Appropriation (Vote on Account) Act, 1967.

2. Withdrawal of Rs. 6,63,96,000 from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the financial year 1967-68. — From and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu there may be withdrawn sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of six crores, sixty-three lakhs and ninety-six thousand rupees towards defraying the several charges which will come in course of payment during the financial year 1967-68.

3. Appropriation. — The sums authorised to be withdrawn from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE
(See sections 2 and 3)

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parlia- ment	Charged on the Consolida- ted Fund	Total
		Rs.	Rs.	Rs.
	I. — Expenditure met from Revenue			
1	Land Revenue	1,70,000	...	1,70,000
2	State Excise Duties ...	2,78,100	...	2,78,100
3	Taxes on Vehicles	92,300	...	92,300
4	Sales Tax	57,000	...	57,000
5	Other Taxes and Duties	2,10,000	...	2,10,000
6	Stamps	3,300	...	3,300
7	Registration Fees	80,100	...	80,100
	Interest on Debt and Other Obligations	...	20,44,400	20,44,400
8	Union Territory Legis- lature	1,57,500	10,300	1,67,800
9	General Administration	13,34,600	50,900	13,85,500
10	Administration of Jus- tice	4,53,600	31,700	4,85,300
11	Jails	1,20,300	...	1,20,300
12	Police	18,72,600	...	18,72,600
13	Miscellaneous Depart- ments	2,33,200	...	2,33,200
14	Scientific Departments	66,900	...	66,900
15	Education	59,20,000	...	59,20,000
16	Medical	26,20,200	...	26,20,200
17	Public Health	19,04,400	...	19,04,400
18	Agriculture	15,83,100	...	15,83,100
19	Animal Husbandry	6,08,300	...	6,08,300
20	Co-operation	2,16,700	...	2,16,700
21	Industries	4,20,200	...	4,20,200
22	Community Development Projects, National Ex- tension Service and Local Development Works	6,06,000	...	6,06,000
23	Labour and Employ- ment	29,500	...	29,500
24	Miscellaneous Social and Developmental Organisations	8,40,600	...	8,40,600
25	Irrigation, Navigation, Embankment and Drainage Works (Non-Commercial) ...	2,49,700	...	2,49,700
26	Electricity Schemes ...	21,41,000	...	21,41,000
27	Public Works	32,82,300	...	32,82,300
28	Capital Outlay on Pu- blic Works	13,76,700	...	13,76,700
29	Ports and Pilotage	1,88,000	...	1,88,000
30	Road and Water Trans- port Schemes	5,37,200	...	5,37,200
31	Pensions and Other Re- tirement Benefits ...	11,75,900	...	11,75,900
32	Stationery and Printing	3,31,300	...	3,31,300
33	Forest	3,29,000	...	3,29,000
34	Miscellaneous	26,72,000	...	26,72,000
35	Other Miscellaneous Compensations and Assignments	38,000	...	38,000
	Total-I	3,21,99,600	21,37,300	3,43,36,900
	II. — Expenditure met from Capital, etc.			
36	Capital Outlay on Im- provement of Public Health	16,66,700	...	16,66,700
37	Capital Outlay on Schemes of Agricul- tural Improvement and Research	8,66,700	...	8,66,700
38	Capital Outlay on In- dustrial and Econo- mic Development	9,27,900	...	9,27,900

1	2	3		
No. of Vote	Services and purposes	Sums not exceeding		
		Voted by Parlia- ment	Charged on the Consolida- ted Fund	Total
		Rs.	Rs.	Rs.
39	Capital Outlay on Irri- gation, Navigation, Embankment and Drainage Works (Non-Commercial)	1,66,700	...	1,66,700
40	Capital Outlay on Elec- tricity Schemes	50,00,000	...	50,00,000
41	Capital Outlay on Public Works	51,57,800	...	51,57,800
42	Capital Outlay on Other Works	10,83,300	...	10,83,300
43	Capital Outlay on Ports	5,00,000	...	5,00,000
44	Capital Outlay on Road and Water Transport Schemes	2,00,000	...	2,00,000
45	Capital Outlay on Forests	5,00,000	...	5,00,000
46	Capital Outlay on Schemes of Govern- ment Trading	1,42,90,000	...	1,42,90,000
47	Loans and Advances by Union Territory Go- vernment	17,00,000	...	17,00,000
	Total — II	3,20,59,100	...	3,20,59,100
	Grand Total	6,42,58,700	21,37,300	6,63,96,000

Notification

LD-N-20-67

The Goa, Daman and Diu Appropriation Act, 1967 as assented to by the President of India is hereby published for general information.

Kant Desai, Under Secretary.

Panaji, 5th May, 1967.

The Goa, Daman and Diu Appropriation Act, 1967

AN

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to authorise payment and appropriation of certain further sums from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the services of the financial year 1966-1967.

BE it enacted by Parliament in the Eighteenth Year of the Republic of India as follows: —

1. Short title. — This Act may be called the Goa, Daman and Diu Appropriation Act, 1967.

2. Issue of Rs. 1,32,59,400 from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu for the financial year 1966-67. — From and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu there may be paid and applied sums not exceeding those specified in column 3 of the Schedule amounting in the aggregate to the sum of one crore, thirty-two lakhs, fifty-nine thousand and four hundred rupees towards

defraying the several charges which will come in course of payment during the financial year 1966-67, in respect of the services specified in column 2 of the Schedule.

3. **Appropriation.**—The sums authorised to be paid and applied from and out of the Consolidated Fund of the Union territory of Goa, Daman and Diu by this Act shall be appropriated for the services and purposes expressed in the Schedule in relation to the said year.

THE SCHEDULE

(See sections 2 and 3)

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
1	Land Revenue	90,200	...	90,200
2	State Excise Duties ...	52,000	...	52,000
4	Sales Tax	100	...	100
5	Other Taxes and Duties	45,000	...	45,000
7	Registration Fees	10,800	...	10,800
9	General Administration	57,000	...	57,000
11	Jails	6,200	...	6,200
12	Police	7,64,500	...	7,64,500
13	Miscellaneous Departments	47,400	...	47,400
14	Scientific Departments	35,700	...	35,700
15	Education	29,49,900	...	29,49,900
16	Medical	51,100	...	51,100
18	Agriculture	100	...	100
19	Animal Husbandry	63,200	...	63,200
20	Co-operation	65,100	...	65,100
22	Community Development Projects, National Extension Service and Local Development Works	34,000	...	34,000
24	Miscellaneous Social and Developmental Organisations	4,29,200	...	4,29,200
25	Irrigation, Navigation, Embankment and Drainage Works	3,89,500	...	3,89,500
27	Public Works	1,30,900	...	1,30,900
28	Capital Outlay on Public Works	33,70,000	...	33,70,000
29	Ports and Pilotage	56,000	...	56,000
30	Road and Water Transport Schemes	3,55,900	...	3,55,900
31	Pensions and Retirement Benefits	1,500	...	1,500
32	Stationery and Printing	2,70,100	...	2,70,100
33	Forest	1,17,800	...	1,17,800
36	Capital Outlay on Improvement of Public Health	17,50,000	...	17,50,000
38	Capital Outlay on Industrial and Economic Development	4,30,000	...	4,30,000
43	Capital Outlay on Ports	6,86,000	...	6,86,000
44	Capital Outlay on Road and Water Transport Schemes	1,00,000	...	1,00,000

1 No. of Vote	2 Services and purposes	3 Sums not exceeding		
		Voted by Parliament	Charged on the Consolidated Fund	Total
		Rs.	Rs.	Rs.
45	Capital Outlay on Forests	9,00,000	...	9,00,000
47	Loans and Advances ...	200	...	200
	Total	1,32,59,400	...	1,32,59,400

Office of the Chief Electoral Officer

Notification

ELN/OAN/67

The following notification No. 3/3/66 dated 2nd May 1967, issued by the Election Commission, India is hereby published for general information.

P. B. Venkatasubramanian, Chief Electoral Officer.

Panaji, 6th May, 1967.

Election Commission India

Dated the 2nd May, 1967

Vaisakha 12, 1889 (Saka)

Notification

No. 3/3/66. — In pursuance of clause (a) of Section 4 of the Government of Union Territories Act, 1963 and in supersession of its notification No. 3/130/65(1) dated the 27th April, 1965 the Election Commission hereby directs that a candidate for election to an assembly constituency in a Union Territory shall make and subscribe the oath or affirmation according to the form set out for the purpose in the First Schedule to the said Act before the Returning Officer or an Assistant Returning Officer for that constituency;

Provided that if any such candidate is at the time:—

- confined in a prison or under preventive detention, he may make and subscribe the said oath or affirmation before the Superintendent of the prison or Commandant of the detention camp in which he is so confined or under such detention;
- confined to bed in a hospital or elsewhere owing to illness, he may make and subscribe the said oath or affirmation before the medical superintendent in charge of the hospital or before the medical practitioner attending on him.

By order,

K. S. RAJAGOPALAN

Secretary to the Election Commission.